



05-06-04

IPN A F/1631

Attorney's Docket No. Cura 424

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Gerlach, et al

Examiner: James Martinell

Serial No.: 09/964,956

Group: 1631

Filed: September 26, 2001

For: Novel Proteins and Nucleic Acids Encoding Same

Mail Stop:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**LETTER OF TRANSMITTAL**

Enclosed please find the following documents for filing in regards to the above-identified application:

- 1. a copy of the specification containing \_\_\_\_ pages (inclusive of \_\_\_\_ page abstract of the disclosure and \_\_\_\_ page of claims) and containing a description of this invention pursuant to 37 CFR 1.71;
- 2. The undersigned certifies that the attached specification referred to in paragraph 1 is a true copy of their earlier-filed patent application referred to in the following paragraph 3; and any declarations and powers of attorney, sequence listings, computer readable disks, and statements in support of same are true copies of filings made in the application(s) identified in paragraph 3, below.
- 3. Please amend the specification, page 1, immediately after the title by adding the following paragraph:  
-- This is a \_\_\_\_\_ of United States Patent  
Application Serial Number \_\_\_\_\_, filed \_\_\_\_\_. --
- 4. Prior to determining the filing fees for this application, Applicants request that Claims \_\_\_\_\_ be cancelled.
- 5. a declaration and power of attorney executed by the inventor(s) pursuant to 37 CFR 1.63;
- 6. an assignment in favor of CuraGen Corporation of 555 Long Wharf

Drive, New Haven, Connecticut 06511 as executed by the inventor(s);

[ ] 7. an express mail statement (Receipt No. \_\_\_\_\_ US) pursuant to 37 CFR 1.10;

[ ] 8. Sequence Listing (170 pages)

[ ] 9. Computer Readable Form (\_ disk)

[ ] 10. Statement of Support of C.F.R (\_ page)

[X] 11. a postal card filing receipt;

[ ] 12. \_\_\_\_\_ sheet(s) of drawings;

[ ] 13. the Commissioner of Patents and Trademarks is authorized to debit Deposit Account No. 502,648 for the total amount necessary to accomplish the filing of this application, together with any charges that become due the United States Patent and Trademark Office during the prosecution of this application. This Letter of Transmittal is being submitted in duplicate;

[ ] 14. Small entity status is claimed pursuant to 37 CFR 1.27;

[ ] 15. A Preliminary Amendment is included herewith.

[X] 16. An Amendment in response to the Office Action of April 1, 2004

[X] 17. A Revocation of Power of Attorney; Grant of New Power of Attorney

All correspondence with respect to the filing of this application should be addressed to:

Jenell Lawson  
Intellectual Property  
CuraGen Corporation  
555 Long Wharf Drive  
New Haven, Connecticut 06511

Please accord this application a filing date of \_\_\_\_\_ in accordance with the provisions of 37 CFR 1.10.

Respectfully submitted on this  
Day of May 20 2004

George M. Yahwak  
Attorney for Applicant(s)  
Registration No. 26,824